

of those strike the language that pertained to each of the four, individually pertained to the four state colleges in which the requests that were not funded, that information is stricken consistent with what we do with all other agencies as well. Then amendment number eleven is a new language but again, consistent with what was in the bill originally but because of what we are striking indicating that the Committee recommend to the body that the staffing pattern, or staffing plan that was submitted by the Board of Trustees was rejected. That specific plan, the implication of the amendment is that should the Board of Trustees devise some alternative staffing plan and in the expenditure of their personal services for faculty and staff that that would be okay but the particular one that they proposed, we did not feel was appropriate. I'd be glad to answer any additional questions on these amendments, Mr. President, otherwise, I move their adoption.

SENATOR SAVAGE: The Chair recognizes Senator Duis.

SENATOR DUIS: Senator Warner, I need to ask you a question in regard to this legislation. Actually I'll have to use the amendments but I'm really probably asking you a question on the bill. If you will recall correctly last year, I asked for an Attorney General's opinion as to whether or not legislative intent for administrative agencies could be used and I believe you will recall that they said no. Now I have asked for an Attorney General's opinion specifically on 958 again this year and it has not been down and I have no objections to your bill or what you are doing except that last year this particular situation came up and they did direct us and tell us that this was a conflict and would be unconstitutional to direct administrative agencies in an appropriation bill. So I just merely make those remarks because I wanted you to know that I had asked for an opinion. They tell me this morning it is drafted. It needs approval or disapproval by the Attorney General, Mr. Douglas. It's coming from one of the Assistant Attorney Generals and we may not have it for a day or two but I just wanted you to know that it is forthcoming and I'll rely on what they have to say. They may say that it is perfectly all right but I wanted to be sure.

SENATOR WARNER: Thank you, Senator Duis. I hope the Attorney General's office at least will also refer to previous opinions that were issued some years ago by Attorney General Meyer, indicating that the Legislature can make restrictive appropriations, more strict than what the general authorization is by statute for an agency's operation so there may be several ways from a technical standpoint that some of these things should be accomplished. Personally I view the intent bill is primarily just that as clarifying directions to agencies as to what was anticipated of them in the appropriation of funds.

SENATOR DUIS: I think that you are correct because they do state in this opinion I received last year that they go back to an opinion of the Attorney General, March 25, 1974, to Governor Exon printed on page 1313 of the session laws 1974, and an opinion of the Attorney General dated March 16, 1976, to Senator Syas and then of course they had mine in 1977, so I presume that they will go back and I thank you very much for allowing me to speak on this and I don't in any way mean to hinder your legislation except that I think we should be sure that it is possible.

SENATOR WARNER: Thank you.